

REMARKS

Reconsideration is requested.

Claims 1, 2, 14, 15, 18, 19, 21, 22, 25, 26 and 40 have been revised, without prejudice, as suggested by the Examiner to obviate the objection to claims 1, 2, 11, 12, 14, 15, 18, 19, 21, 22, 25, 26 and 40. Withdrawal of the objection is requested.

Rejoinder and allowance of claims 31-35 with the remaining claims 1-30 and 38-40 are requested. Rejoinder was originally requested in the Response of November 24, 2006 to the Office Action of August 23, 2006. As the claims have been confirmed to define a contribution over the cited art (Bozdayi et al), the unity of invention objection should be withdrawn and all the pending claims examined and allowed. See for example, page 2 of the Office Action dated February 26, 2007.

The obviousness-type double patenting rejection of claims 13-20 over claims 1-8 of U.S. Patent No. 7,422,848 is obviated by the concurrently-filed Terminal Disclaimer and Terminal Disclaimer fee. The Terminal Disclaimer is being filed to advance prosecution and without prejudice. Entry of the Terminal Disclaimer and withdrawal of the rejection are requested.

The claims are submitted to be in condition for allowance and a Notice to that effect is requested. The Examiner is requested to contact the undersigned, preferably by telephone, in the event anything further is required.

BOZDAYI
Appl. No. 10/509,094
Atty. Ref.: 2551-158
Amendment
Monday, November 30, 2009

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____ /B. J. Sadoff/
B. J. Sadoff
Reg. No. 36,663

BJS:
901 North Glebe Road, 11th Floor
Arlington, VA 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100